



TMS TANKERS LTD.

Trust Company Complex, Ajeltake Road, Ajeltake Island, Majuro, Marshall Islands

Greek Office (under law 27/1975):

OMEGA BUILDING
80, Kifissias Ave.
GR-151 25 Amaroussion, Greece
Phone: +30 210 8090400
Fax : +30 210 8090405
E-mail: qa@tms-tankers.com

January 26, 2015

From: TMS Tankers Ltd. - Operations Department
To: U.S. Environmental Protection Agency
Subject: M/T Toska – Bigstone Philadelphia U.S.A – January 2015
Description of actions to achieve compliance - Additional Information

Dear Sir / Madam,

Further to the ECA **Fuel Oil Non-Availability Report Form** submitted by TMS Tankers Ltd. to EPA, on 20th January 2015, in order for potential violations of the North America ECA to be disclosed, please note that M/T **Toska** was provided with compliant Fuel (MGO LS) on 25th January 2015, at **Big Stone Anchorage**, by Aegean Bunkering (USA) LLC.

Please find below objective evidence of the correction activities, in order for TMS Tankers Ltd. to achieve compliance with the MARPOL Annex VI Regulation 18, confirming TMS Tankers Ltd. commitment to the protection of the environment.

1. Marine Fuel **Bunker Delivery Note** of Aegean Bunkering (USA) LLC.
2. Copy of the **Message** sent by the Master of M/T Toska informing about the bunkering at Big Stone Anchorage.
3. Department of Homeland Security U.S. Customs and Border Protection **Drawback Notice**.

Yours sincerely,

Captain Apostolos Mavridis

Operations Department Manager
For and on Behalf of
TMS Tankers Ltd.
(As Agents Only)



AEGEAN BUNKERING (USA) LLC
299 Park Avenue, 2nd Floor
New York, NY 10171 USA

Marine Fuel Bunker Delivery Note

Bunker Order No. CPHY_22102

Vessel Name: M/V TOSKA	Barge Name: DS50	Date of Delivery: 01/25/15
Vessel IMO Number: 9408073	Loading Point: BuckEye Terminals LLC Del	Delivery Point: Big Stone Anchorage (Lowe)

PRODUCT ANALYSIS:		PRODUCT INFORMATION			
Density @15C:	0.8443	Grade Supplied	Gross Barrels	Net Barrels	Metric Tons
Viscosity CST @50C:	3	MGO LS	3,264.77	3,292.09	441.140
Sulfur % m / m:	0.001				
Temp F:	42				

Fuel Grades	Sample(1) - (Vessel)	Sample(2) - (Aegean)	Sample(3) - (Aegean)	Annex
MGO LS	36541020	36541223		sm36541398
				bm36539238

DELIVERY INFORMATION		MONTH/DAY/YEAR	TIME	GAUGES WITNESSED BY SHIPS REPRESENTATIVE		
Barge Alongside	01/25/15	08:55	<input checked="" type="checkbox"/> Before	<input type="checkbox"/> After	<input type="checkbox"/> Declined	
Hose Connected	01/25/15	13:00		SAMPLES GIVEN TO CUSTOMER		
Started Pumping	01/25/15	13:05	<input checked="" type="checkbox"/> Yes	<input type="checkbox"/> No	If no why?	

Finished Pumping	01/25/2015	14:10	Aegean Representative (Delivery Company)		
Hose Disconnected	01/25/2015		By: Vane Brothers		
Barge Away	01/25/2015		Date: 01/25/15	Time: 14:35	

The fuel supplied in this delivery is in conformity with Regulation 14 (1) or 14 (4)(a) and Regulation 18 of Annex VI of Marpol 73/78 effective 19th of May 2005.

Signed Wayne West Print Wayne West

The marine fuel described herein is delivered in accordance with the applicable terms and conditions of sale (a copy of which has been provided to Buyer prior to delivery) and on credit of the vessel. Any disclaimers as to creation of a maritime lien in the amount of the purchase price and delivery charges and / or restrictions as to the authority of the ships officer signing the Receipt to bind the vessel and her owner to the above are null and void, unless an authorized representative of Aegean Bunkering (USA) LLC shall have otherwise agreed in writing at the time Buyer initially orders the marine fuel. Failing such agreement delivery, shall under no circumstances, constitute a waiver by Aegean Bunkering (USA) LLC.

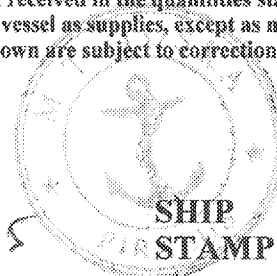
The vessel is responsible for all hose connecting and disconnecting. Barge will lift hose to vessel's rail only. If vessel is unable to take delivery of the full quantity ordered, all expenses in connection with returning the oil to the installation shall be for buyer's account. The vessel's management is invited to appoint a representative to check and witness the opening and closing meter readings or tank dips. Supplier's measurements are final and binding. The vessel's staff in charge of bunkering operations must NOT close valves on board without first giving ample warning to the attendant of the delivering facility. Any instructions from the vessel's staff, such as "ease down" or "stop" will be carried out immediately to avoid excessive pressure on the pipeline, which may cause hose to burst. Prior to bunkering operations, every precaution must be taken to avoid contamination by oil spillage, such as the placing drop pans, the closing of scruppers, etc. Any oil spillage will automatically be the sole responsibility of the receiving vessel if this warning is ignored. Any indication of contamination MUST be immediately reported to the relevant authorities by the staff of the delivering facility.

REMARKS:

DECLARATION OF THE MASTER/CHIEF ENGINEER: I declare that the information given above is true and correct to the best of my knowledge and belief; that I have no knowledge of the facts set forth herein; that the articles described in this notice of lading were received in the quantities stated, from the person and on the date indicated above; that said articles were laden on the vessel named above for use on said vessel as supplies, except as noted. received for the use bunkers, together with representative, sample given quantities show above. Exact quantities shown are subject to correction in case of error.

MASTER/CHIEF ENGINEER

DATE: 25 JAN / 2015



-----Original Message-----

From: TOSKA (Bridge) [mailto:toska@gtships.com]

Sent: Monday, January 26, 2015 1:45 AM

To: TMS-TANKERS Operations

Cc: Stekas Konstantinos; Tachliampouris Nikos; TMS-TANKERS QA; phl-ops@nortonlilly.com;

Michael Cureton

Subject: TOSKA / BIG STONE LSMGO BUNKERING STATUS

GOOD DAY LADIES & GENTLEMEN

PLS BE ADVISED THAT TODAY AT BIG STONE ANCHORAGE A BUNKERING OPS TOOK PLACE

25/01/2015 - 09:06 - BUNKER BARGE MADE FAST
12:54 - BUNKER HOSE CONNECTED 1 X 8"
13:00 - COMMENCED BUNKERING LSMGO
14:12 - COMPLETED BUNKERING LSMGO
14:30 - HOSE DISCONNECTED
14:48 - BARGE AWAY

ATTACHED PLS FIND RELEVANT DOCS

THNKS+RGDS

Capt. THEODOROS N. MARTAKIS

MASTER M/T TOSKA - SVAL4

Tel1 : 773162777 / 764881556

Tel2 : 764881555 / 764158042

Tlx : 424083011 Fax : 764881557

E-mail: Max rcv attachment 512 KB

DEPARTMENT OF HOMELAND SECURITY
U.S. Customs and Border Protection

OMB No. 1651-0075
EXP. 10-31-2011

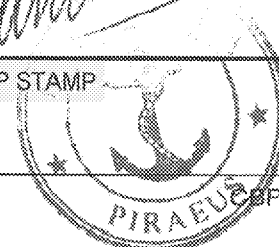
DRAWBACK NOTICE

(Lading/Foreign Trade Zone Transfer)
19 CFR 191.92, 191.93, 191.163

1. FUNCTION OF DOCUMENT	
<input type="checkbox"/>	Lading of Supplies/Equipment
<input type="checkbox"/>	Transfer to a Foreign Trade Zone

2. Port Number		3. Port Big Stone Anchorage (Lewes, DE)		4. Notice Number	
5. Articles to be Laden/Transferred by (Name)			6. Location (Port and Place or City and State) Big Stone Anchorage (Lewes, DE)		
7. Destination or Zone Number			8. Vessel, Aircraft, or Zone Lot No. M/V TOSKA		
9. Marks and Numbers		10. Number and Kind of Packages, Contents and Quantity MGO LS: 3,292.09 Bbls 441.140 M/Tons			
11. Forward Executed Certificate to (Name and Address)			12. Port Where Drawback Entry to be Filed		
			13. Name of Manufacturer or Producer AEGEAN Bunkering (USA) LLC		
14. No. of Crew*		15. No. of Pass*		16. Duration of Voyage*	
<p>The above-described articles are to be <input type="checkbox"/> laden as stated above <input type="checkbox"/> transferred to a foreign-trade zone for the sole purpose of exportation, destruction (except distilled spirits, wines, and fermented malt liquors), or storage and are not to be returned to customs territory of the United States for domestic consumption.</p> <p>To the best of my knowledge and belief said articles are unused and are entitled on lading or transfer to drawback of the duties paid on the imported materials used in their manufacture, or of the internal revenue tax paid on the domestic materials used.</p>			<p>*Items 14 and 15 not required in cases where supplies consist of lubricating and fuel oils for operation of vessel. Items 14, 15, and 16 not required if drawback on a single lading is less than \$25.</p>		
17. Exporter, Transferor or Agent Signature, Title Date					
<p align="center">CUSTOMS CERTIFICATION (Do not use when Blanket Certificate of Lading is completed on reverse hereof)</p>					
18. Vessel/Aircraft Registry or Foreign Trade Zone Number			21. <input type="checkbox"/> FOREIGN TRADE ZONE TRANSFER: I certify that I have inspected the packages bearing the marks and numbers as described in this notice of transfer and find them to be as stated and that they were assigned the zone lot number in Block 19.		
19. Destination or Zone Lot Number			<input type="checkbox"/> LADING: The vessel (or vehicle or aircraft) specified herein was cleared (or departed under permit).		
20. Date Vessel or Aircraft was cleared (or departed under permit) or Date Articles Received. 01/25/2015			Signature Title Date		
22. DECLARATION OF MASTER OR OTHER OFFICER I declare that the information given above is true and correct to the best of my knowledge and belief; that I have knowledge of the facts set forth herein; that the articles described in this notice of lading were received in the quantities stated, from the person, and on the date, indicated above; that said articles were laden on the vessel (or aircraft) named above for use on said vessel (or aircraft) as supplies (or equipment), except as noted below; and that at the time of lading of the articles, the said vessel (or aircraft) was engaged in the business or trade checked below: (It is not necessary for a foreign vessel to show its class of trade.)					
<input type="checkbox"/> Fisheries		<input type="checkbox"/> Whaling		<input type="checkbox"/> Trade between Atlantic and Pacific Ports of the U.S.	
<input type="checkbox"/> Trade between the U.S. and any of its possessions		<input type="checkbox"/> Foreign Trade		<input type="checkbox"/> Trade between Hawaii or Alaska and any other port of the U.S.	
23. Name of Foreign Trade Zone Operator or Airline					
24. Articles Received From		25. Date Received or Laden			
26. Name and title of Individual Receiving Articles NORTHKIN Theodore			27. Signature		
28. Exceptions					

SHIP STAMP



CBP Form 7514 (06/09)